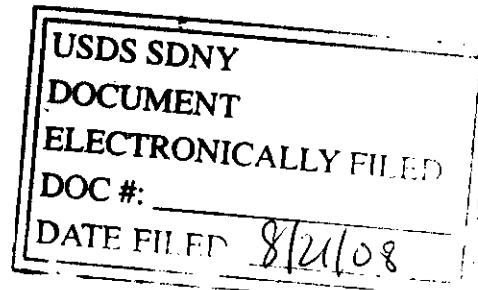


Holland+KnightTel 212 513 3200
Fax 212 385 9010Holland & Knight LLP
195 Broadway, 24th Floor
New York, NY 10007-3189
www.hklaw.com**MEMO ENDORSED**

August 20, 2008

Michael J. Frevola
212 513 3516
michael.frevola@hklaw.com**BY HAND**

The Honorable Richard J. Sullivan
 United States District Judge
 United States District Court
 Southern District of New York
 United States Courthouse
 500 Pearl Street
 Room 615
 New York, New York 10007

NYU Hospitals Center v. Mollo et al.

Docket #: 08 CV 6187 (RJS)

Our File: 038477.00168

Honorable Sir:

We represent Defendant Blue Cross/Blue Shield of Florida, Inc. in the referenced matter. We write to make an emergency request for a brief adjournment of tomorrow's pre-motion conference (rescheduled by Your Honor from this past Monday), which adjournment is being sought because of Hurricane Fay's disruption of business operations in Florida this week. We are aware of Your Honor's individual rules regarding the timing of adjournment requests but, as discussed below, the unanticipated and dramatic change in direction of Hurricane Fay occurred last night. Prior to this occurrence, there was no need to request this adjournment.

Lead counsel on this case is the undersigned's colleague, Timothy Conner, who works out of our Jacksonville, Florida office. Late yesterday evening, the National Weather Service issued a revised track on Hurricane Fay which calls for it to strike in the vicinity of Jacksonville late this evening or early tomorrow morning. It is quite likely that the storm's arrival will disrupt communications and/or cause the evacuation of citizens and makes Mr. Conner's attendance by telephone uncertain at best.

2 - The Honorable Richard J. Sullivan
August 20, 2008

As Mr. Conner is lead counsel for our client and has the best knowledge of the theories supporting the proposed motion that is to be discussed at tomorrow's pre-motion conference, in the interest of judicial economy we request that Your Honor adjourn this conference until sometime next week or the following week at Your Honor's convenience.

We have spoke with counsel for plaintiff and he has agreed to this proposed adjournment. Counsel for plaintiff has advised that he has a scheduling conflict next Monday, August 25, 2008, but besides that date the next two weeks are open. Mr. Conner has advised the undersigned that his schedule is clear for the next two weeks.

We look forward to receiving Your Honor's decision. Should Chambers have any questions, the undersigned may be reached at his direct line provided above.

Respectfully submitted,

HOLLAND & KNIGHT LLP

By



Michael J. Frevola

MJF:mf

cc: **VIA TELEFAX**

William A. Hecht, Esq.
William A. Hecht, P.C.
901 North Broadway, Suite 3B
White Plains, New York 10603
Counsel for Plaintiff

5554716_v1

SO ORDERED,
Dated: 8/20/08, RICHARD J. SULLIVAN
U.S.D.J.

Request granted.
The pre motion conference
is adjourned to August
26, 2008 at 10:00 AM.